

**U.S. District Court  
DISTRICT OF ARIZONA (Tucson Division)  
CIVIL DOCKET FOR CASE #: 4:19-cv-00113-RM**

Gerrodette v. United States Department of the Interior et al  
Assigned to: Judge Rosemary Marquez  
Cause: 05:552 Freedom of Information Act

Date Filed: 03/05/2019  
Jury Demand: None  
Nature of Suit: 895 Other Statutes:  
Freedom of Information Act  
Jurisdiction: U.S. Government Defendant

**Plaintiff**

**Patricia Gerrodette**

represented by **Alex Jacob Hardee**  
Earthjustice – Denver, CO  
633 17th St., Ste. 1600  
Denver, CO 80202  
303-996-9612  
Fax: 303-623-8083  
Email: [ahardee@earthjustice.org](mailto:ahardee@earthjustice.org)  
*TERMINATED: 05/29/2020*  
*LEAD ATTORNEY*  
*PRO HAC VICE*

**Heidi J McIntosh**  
Earthjustice – Denver, CO  
633 17th St., Ste. 1600  
Denver, CO 80202  
303-623-9466  
Fax: 303-623-8083  
Email: [hmcintosh@earthjustice.org](mailto:hmcintosh@earthjustice.org)  
*LEAD ATTORNEY*  
*PRO HAC VICE*  
*ATTORNEY TO BE NOTICED*

V.

**Defendant**

**United States Department of the  
Interior**

represented by **J Cole Hernandez**  
US Attorneys Office – Tucson, AZ  
405 W Congress St., Ste. 4800  
Tucson, AZ 85701-4050  
520-620-7300  
Fax: 520-620-7138  
Email: [cole.hernandez@usdoj.gov](mailto:cole.hernandez@usdoj.gov)  
*TERMINATED: 10/11/2019*  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Melissa Marcus Kroeger**  
US Attorneys Office – Tucson, AZ  
405 W Congress St., Ste. 4800  
Tucson, AZ 85701-4050  
520-620-7104  
Email: [melissa.kroeger@usdoj.gov](mailto:melissa.kroeger@usdoj.gov)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Defendant**

**United States Bureau of Land  
Management**

represented by **J Cole Hernandez**  
(See above for address)  
*TERMINATED: 10/11/2019*

*LEAD ATTORNEY  
ATTORNEY TO BE NOTICED*

**Melissa Marcus Kroeger**  
(See above for address)  
*LEAD ATTORNEY  
ATTORNEY TO BE NOTICED*

| Date Filed | #         | Docket Text   |
|------------|-----------|---|
| 03/05/2019 | <u>1</u>  | COMPLAINT. Filing fee received: \$ 400.00, receipt number 0970-16603363 filed by Patricia Gerrodette. (Hardee, Alex) (Attachments: # <u>1</u> Civil Cover Sheet, # <u>2</u> Exhibit, # <u>3</u> Corporate Disclosure)(ARC) (Entered: 03/06/2019)  |
| 03/05/2019 | <u>2</u>  | SUMMONS Submitted by Patricia Gerrodette. (Hardee, Alex) (Attachments: # <u>1</u> Summons, # <u>2</u> Summons, # <u>3</u> Summons)(ARC) (Entered: 03/06/2019)   |
| 03/05/2019 | <u>3</u>  | Filing fee paid, receipt number 0970-16603363. This case has been assigned to the Honorable Rosemary Marquez. All future pleadings or documents should bear the correct case number: CV-19-113-TUC-RM. Notice of Availability of Magistrate Judge to Exercise Jurisdiction form attached. (ARC) (Entered: 03/06/2019)   |
| 03/06/2019 | <u>4</u>  | Summons Issued as to United States Bureau of Land Management, United States Department of the Interior. (Attachments: # <u>1</u> Summons, # <u>2</u> Summons, # <u>3</u> Summons)(ARC). *** IMPORTANT: When printing the summons, select "Document and stamps" or "Document and comments" for the seal to appear on the document. (Entered: 03/06/2019)   |
| 03/06/2019 | <u>5</u>  | SCHEDULING ORDER (FOIA): IT IS ORDERED that defendant shall serve an answer or otherwise plead within 30 days after service, unless the Court otherwise directs for good cause shown. IT IS FURTHER ORDERED that the deadline for filing dispositive motions is 6 months from the date the case is filed. Failure to file such a motion shall result in dismissal for lack of prosecution. IT IS FURTHER ORDERED that Plaintiff shall serve Defendant with a copy of this Order. Signed by Judge Rosemary Marquez on 3/6/19.(BAC) (Entered: 03/06/2019) |
| 03/06/2019 |           | Remark: Pro hac vice motion granted for Alex Hardee and Heidi McIntosh on behalf of plaintiff. This is a TEXT ENTRY ONLY. There is no PDF document associated with this entry. (BAS) (Entered: 03/06/2019)  |
| 04/02/2019 | <u>6</u>  | SERVICE EXECUTED filed by Patricia Gerrodette: Proof of Service re: Complaint and Supplemental Documents upon All Defendants on 3/6/2019. (Attachments: # <u>1</u> Exhibit A)(Hardee, Alex) (Entered: 04/02/2019)   |
| 04/12/2019 | <u>7</u>  | ANSWER to <u>1</u> Complaint by United States Bureau of Land Management, United States Department of the Interior.(Hernandez, J) (Entered: 04/12/2019)  |
| 06/28/2019 | <u>8</u>  | STATUS REPORT <i>Joint</i> by United States Bureau of Land Management, United States Department of the Interior. (Hernandez, J) (Entered: 06/28/2019)   |
| 08/30/2019 | <u>9</u>  | STIPULATION to <i>Extend Dispositive Motion Deadline by 60 Days</i> by United States Bureau of Land Management, United States Department of the Interior. (Attachments: # <u>1</u> Text of Proposed Order)(Hernandez, J) (Entered: 08/30/2019)  |
| 09/06/2019 | <u>10</u> | ORDER that the Stipulation to Extend Dispositive Motion Deadline by 60 Days (Doc. <u>9</u> ) is approved. The deadline to file dispositive motions is extended to November 4, 2019. Signed by Judge Rosemary Marquez on 9/6/2019. (ARC) (Entered: 09/06/2019)   |
| 10/11/2019 | <u>11</u> | NOTICE OF ATTORNEY SUBSTITUTION: Melissa M. Kroeger appearing for United States Bureau of Land Management, United States Department of the Interior. Attorney J Cole Hernandez terminated. . (Kroeger, Melissa) (Entered: 10/11/2019)   |
| 10/16/2019 | <u>12</u> | STIPULATION to <i>Extend Dispositive Motion Deadline by 45 Days (Second Request)</i> by United States Bureau of Land Management, United States Department of the Interior. (Attachments: # <u>1</u> Text of Proposed Order)(Hernandez, J) (Entered: 10/16/2019)   |

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| 10/21/2019 | <u>13</u> | ORDER pursuant to <u>12</u> Stipulation: IT IS ORDERED that the Stipulation to Extend Dispositive Motion Deadline by 45 Days is approved. The deadline to file dispositive motions is extended to 12/19/19. Signed by Judge Rosemary Marquez on 10/21/19.(BAC) (Entered: 10/21/2019)   |
| 12/17/2019 | <u>14</u> | STIPULATION to Vacate Dispositive Motion Deadline (3rd Request) by United States Bureau of Land Management, United States Department of the Interior. (Attachments: # <u>1</u> Text of Proposed Order)(Kroeger, Melissa) (Entered: 12/17/2019)   |
| 12/19/2019 | <u>15</u> | MOTION to Supplement <i>Complaint</i> by Patricia Gerrodette. (Attachments: # <u>1</u> Proposed First Supplemental Complaint, # <u>2</u> Proposed Order)(Hardee, Alex) (Entered: 12/19/2019)   |
| 12/19/2019 | <u>16</u> | MEMORANDUM of Points and Authorities in Support of <u>15</u> MOTION to Supplement <i>Complaint</i> by Plaintiff Patricia Gerrodette. (Hardee, Alex) (Entered: 12/19/2019)  |
| 12/19/2019 | <u>17</u> | LODGED Proposed Proposed Supplemental Complaint re: <u>15</u> MOTION to Supplement <i>Complaint</i> . Document to be filed by Clerk if Motion or Stipulation for Leave to File or Amend is granted. Filed by Patricia Gerrodette. (Hardee, Alex) (Entered: 12/19/2019)   |
| 12/20/2019 | <u>18</u> | ORDER the parties' Stipulation to Vacate Dispositive Motion Deadline (Doc. <u>14</u> ) is granted. The December 19, 2019 dispositive motion deadline is vacated. IT IS FURTHER ORDERED that the parties shall submit a Joint Report within sixty (60) days of the date this Order is filed, proposing a schedule for any outstanding issues that remain in the case. Signed by Judge Rosemary Marquez on 12/20/2019. (DLC) (Entered: 12/20/2019) |
| 02/18/2020 | <u>19</u> | STATUS REPORT <i>Joint Report</i> by United States Bureau of Land Management, United States Department of the Interior. (Kroeger, Melissa) (Entered: 02/18/2020)   |
| 02/25/2020 | <u>20</u> | ORDER granting <u>15</u> Motion to Supplement Complaint. Plaintiff is granted leave to file her Supplemental Complaint. Signed by Judge Rosemary Marquez on 2/24/20. (KAH) (Entered: 02/25/2020)   |
| 02/27/2020 | <u>21</u> | AMENDED COMPLAINT against All Defendants filed by Patricia Gerrodette.(Hardee, Alex) (Entered: 02/27/2020)   |
| 04/10/2020 | <u>22</u> | ANSWER to <u>21</u> Amended Complaint by United States Bureau of Land Management, United States Department of the Interior.(Kroeger, Melissa) (Entered: 04/10/2020)  |
| 04/16/2020 | <u>23</u> | ORDER: IT IS ORDERED that the deadline for the filing of dispositive motions on Plaintiff's <u>21</u> Amended Complaint is 6/29/20. The parties are directed to submit a jointly prepared report regarding the status of settlement by 5/15/20, and every 30-days thereafter. The report should not contain specific terms of settlement proposals. Signed by Judge Rosemary Marquez on 4/15/20.(BAC) (Entered: 04/16/2020)                      |
| 05/15/2020 | <u>24</u> | REPORT of Settlement Talks/Discussions by United States Bureau of Land Management, United States Department of the Interior. (Kroeger, Melissa) (Entered: 05/15/2020)  |
| 05/29/2020 | <u>25</u> | NOTICE of Attorney Withdrawal <i>Alex J. Hardee</i> filed by Alex Jacob Hardee. (Hardee, Alex) (Entered: 05/29/2020)   |
| 06/29/2020 | <u>26</u> | STIPULATION to Continue Dispositive Motion Deadline and Joint Settlement Status Report by United States Bureau of Land Management, United States Department of the Interior. (Attachments: # <u>1</u> Text of Proposed Order)(Kroeger, Melissa) (Entered: 06/29/2020)  |
| 07/02/2020 | <u>27</u> | ORDER pursuant to <u>26</u> Stipulation: IT IS ORDERED that the parties' Stipulation to Continue Dispositive Motion Deadline is approved. The deadline for the filing of dispositive motions is extended to 8/28/2020. Signed by Judge Rosemary Marquez on 7/2/20.(BAC) (Entered: 07/02/2020)  |